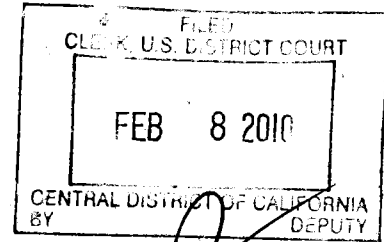


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6 Attorneys for Plaintiff  
7 MICROSOFT CORPORATION

8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10  
11 MICROSOFT CORPORATION, a  
12 Washington corporation,

13 Plaintiff,

14 v.

15 SELWYN BRERETON, an individual,  
16 d/b/a BRERETON COMPUTER  
SERVICES,

17 Defendant.

Case No. 08CV-06875 CBM (PLAx)

~~PROPOSED~~ ORDER RE  
STIPULATED PERMANENT  
INJUNCTION

*Stipulated Permanent Injunction filed  
concurrently herewith*

18  
19  
20 Pursuant to the stipulation of the parties and good cause appearing, Defendant  
21 Selwyn Brereton, an individual, doing business as Brereton Computer Services  
22 ("Defendant"), along with his agents, servants, employees, representatives,  
23 successors and assigns, and all those persons or entities acting in concert or  
24 participation with him, shall be and hereby are **PERMANENTLY ENJOINED** and  
25 restrained from:

26 (a) imitating, copying, or making any other infringing use or infringing  
27 distribution of software programs, components, end user license agreements  
28 ("EULAs"), Certificate of Authenticity ("COAs") or items protected by Microsoft's

1 registered trademarks and service mark, including, but not limited to, the following  
2 Trademark and/or Service Mark Registration Numbers:

- 3 (1) 1,200,236 ("MICROSOFT");
- 4 (2) 1,256,083 ("MICROSOFT");
- 5 (3) 1,872,264 ("WINDOWS");
- 6 (4) 2,744,843 (COLORED FLAG DESIGN);

7 or the software programs, components, EULAs, COAs, items or things protected by  
8 the following Certificate of Copyright Registration Number:

9 TX 5-407-055 ("Windows XP Professional");

10 or any other works now or hereafter protected by any of Microsoft's trademarks or  
11 copyrights;

12 (b) manufacturing, assembling, producing, distributing, offering for  
13 distribution, circulating, selling, offering for sale, advertising, importing, promoting,  
14 or displaying any software program, component, EULA, COA, item or thing bearing  
15 any simulation, reproduction, counterfeit, copy, or colorable imitation of any of  
16 Microsoft's registered trademarks or service mark, including, but not limited to, the  
17 Trademark and Service Mark Registration Nos. listed in Paragraph (a) above;

18 (c) using any simulation, reproduction, counterfeit, copy, or colorable  
19 imitation of Microsoft's registered trademarks or service mark including, but not  
20 limited to, the Trademark and Service Mark Registration Nos. listed in Paragraph (a)  
21 above, in connection with the manufacture, distribution, offering for distribution,  
22 sale, offering for sale, advertisement, promotion, or display of any software,  
23 component, EULA, COA, item or thing not authorized or licensed by Microsoft;

24 (d) using any false designation of origin or false description which can or  
25 is likely to lead the trade or public or individuals erroneously to believe that any  
26 software, component, EULA, COA, item, or thing has been manufactured,  
27 produced, distributed, offered for distribution, advertised, promoted, displayed,  
28

1 licensed, sponsored, approved, or authorized by or for Microsoft, when such is not  
2 true in fact;


3 (e) using the names, logos, or other variations thereof any of Microsoft's  
4 copyright and/or trademark-protected software programs in any of Defendant's trade  
5 or corporate names;

6 (f) engaging in any other activity constituting an infringement of any of  
7 Microsoft's trademarks, service mark and/or copyrights, or of Microsoft's rights in,  
8 or right to use or to exploit these trademarks, service mark, and/or copyrights, or  
9 constituting any dilution of Microsoft's name, reputation, or goodwill; and

10 (g) assisting, aiding, or abetting any other person or business entity in  
11 engaging in or performing any of the activities referred to in paragraphs (a) through  
12 (f) above.

13  
14 IT IS SO ORDERED.

15  
16 DATED: 2/3/2010

  
The Honorable Consuelo B. Marshall  
United States District Judge